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OFFICE OF PETITIONS

In re Application of

Brig Elliot : DECISION ON PETITION

Application No. 10/780,008 : Filed: February 17, 2004 : Attorney Docket No. 03-4034 :

This is a decision on the PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) filed June 12, 2007.

The petition is GRANTED.

The above-identified application became abandoned for failure to file a reply to the non-final Office action mailed June 15, 2006. This Office action set a shortened statutory period for reply of three (3) months, with extensions of time obtainable under § 1.136(a). No reply considered timely filed and no extension of time considered obtained, the application became abandoned effective September 16, 2006. The filing of the instant petition precedes the mailing of a courtesy Notice of Abandonment.

The petition includes the required reply in the form of an amendment, the statement of unintentional delay and payment of the petition fee. No terminal disclaimer is required.

Technology Center AU 2618 has been advised of this decision. The application is, thereby, forwarded to the examiner for consideration of the reply submitted on petition filed June 12, 2007.

Telephone inquiries specific to this matter should be directed to the undersigned at (571) 272-3219.

Nahcy Johnson

Senior Petitions Attorney

Office of Petitions